



PATENT
4360-0102P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: ATABEKOV, Joseph et al. Conf.: 5590
Appl. No.: 09/911,732 Group: 1636
Filed: July 25, 2001 Examiner: LAMBERTSON, D.
For: METHOD OF COEXPRESSION OF MORE THAN ONE
GENE IN EUKARYOTIC CELLS

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 16, 2004

Sir:

The following Inventors:

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represent that they are the true owners of the entire interest of U.S. patent Application No. 09/911,732, filed on July 25, 2001, for "METHOD OF COEXPRESSION OF MORE THAN ONE GENE IN EUKARYOTIC CELLS" (hereinafter "above-identified application") by virtue of and as evidenced by the attached copy of the Declaration.

The Inventors hereby disclaim the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,376,745, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,376,745 shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application, and to be binding upon the grantee, its successors or assigns.

The Inventors do not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,376,745 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed

in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

This Terminal Disclaimer is submitted on behalf of the Inventors by the undersigned, an attorney of record in the above-identified application.

The appropriate fee of \$55.00 (small entity) is enclosed herewith.

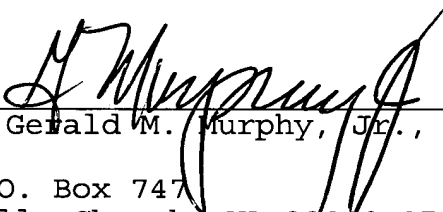
Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.20 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Date: April 16, 2004

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Attachment: Copy of Declaration

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